

DEVIN DERHAM-BURK #104353  
CHAPTER 13 STANDING TRUSTEE  
P O Box 50013  
San Jose, CA 95150-0013

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Trustee for Debtor(s)

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA - DIVISION 5

In re:

MUYZEN M ABDULKADIR

Chapter 13  
Case No. 19-51216 MEH

TRUSTEE'S OBJECTION TO DEBTOR'S  
CLAIM OF EXEMPTIONS WITH  
CERTIFICATE OF SERVICE

Judge: M. Elaine Hammond

Debtor(s)

Devin Derham-Burk, Trustee in the above matter, objects to the debtor's claim of exemptions for the following reasons:

1. The Trustee is unable to determine whether the Debtor is entitled to take the \$175,000 homestead exemption pursuant to C.C.P. §704.730 until the following information is provided. The Trustee requests that the Debtor provide her with a declaration, signed under penalty of perjury, advising of the following:
  - a. Debtor's age;
  - b. Whether the Debtor is disabled, and if so, whether it is permanent or temporary;
  - c. The amount of the Debtor's gross annual income for the current and previous calendar year;

- 1 d. Whether the Debtor has owned the house for *more than* 3 years, 4 months;  
2 e. Whether, if the Debtor has owned the house for *less than* 3 years, 4 months,  
3 proceeds from a prior residence located in California were used to purchase  
4 the house;  
5 f. Whether the Debtor has transferred any assets in the ten (10) years prior to  
6 filing the Chapter 13 with intent to hinder, delay or defraud a creditor;  
7 g. Whether the Debtor has been convicted of a felony as defined in section 3156  
8 of title 18;  
9 h. Whether the Debtor owes a debt arising from—  
10 (i) any violation of any federal or state securities laws, regulations, or  
11 orders;  
12 (ii) fraud, deceit, or manipulation in a fiduciary capacity or in connection  
13 with the purchase or sale of any security registered under section 12 or 15(d)  
14 of the Securities Exchange Act of 1934 or under section 6 of the Securities  
15 Act of 1933;  
16 (iii) any civil remedy under section 1964 of title 18; or  
17 (iv) any criminal act, intentional tort, or willful or reckless misconduct that  
18 caused serious physical injury or death to another individual in the preceding  
19 5 years.

20 If the objection to exemption is not resolved within sixty (60) days, a hearing will be set  
21 pursuant to B.L.R. 9014-1(c)(1).  
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Dated: July 23, 2019

/S/ Devin Derham-Burk

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Chapter 13 Trustee

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Said envelopes were addressed as follows:

FARSAD LAW OFFICES PC  
1625 THE ALAMEDA #525  
SAN JOSE, CA 95126

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